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Patent US 210D1  
Attorney Docket: 244,610-210  
(formerly 269/089)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Barbut et al.

Serial No.: 10/006,410

Filed: November 30, 2001

For: CANNULA WITH ASSOCIATED  
FILTER AND METHODS OF USE  
DURING CARDIAC SURGERY

Group Art Unit: 3731

Examiner: K. Truong

RECEIVED  
JAN 29 2004  
TECHNOLOGY CENTER

### TRANSMITTAL LETTER

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

1. This is a petition for an extension of time under 37 C.F.R. §1.136(a) for a total period of two months to respond to the Office Action mailed August 15, 2003, in the above patent application.

2. A Response and a Terminal Disclaimer in connection with the matter for which this extension is requested are filed herewith.

### CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450 Alexandria, VA 22313-1450.

January 15, 2004

Date of Deposit

Cynthia B. Pacheco

Cynthia B. Pacheco

3. Fees for claims:

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

Claims	No. Previously Paid For	Claims Remaining	No. to be Paid For	Large Entity Fee	Additional Fee Due
Total	22	- 13 =	0 x	\$18.00	\$0.00
Independent	3	- 1 =	0 x	\$86.00	\$0.00
Multiple Dependent	0	(if applicable) <input type="checkbox"/>		\$290.00	\$0.00
<b>TOTAL OF ABOVE CALCULATIONS</b>					<b>\$0.00</b>
Reduction by $\frac{1}{2}$ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.					<input type="checkbox"/> \$0.00
<b>TOTAL FEES FOR CLAIMS SUBMITTED HEREWITH</b>					<b>\$0.00</b>

4. The fee for the two-month extension of time under 37 C.F.R. §§1.17(a)(3) is \$420.00. The fee for filing the Terminal Disclaimer under 37 C.F.R. §1.20(d) is \$110.00. The Commissioner is hereby authorized to charge \$ 530.00 to Deposit Account No. 50-2862 for the above fee(s). A duplicate copy of this document is enclosed for processing purposes.

5. If an additional extension of time is required, please consider this a petition therefor. The Commissioner is hereby authorized to charge any additional fees that may be required, or credit any overpayments, to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: January 15, 2004

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